

# Fax Cover Page

---

Date: 12/5/2014

Time: 7:35:15 PM

Pages: 8

To: United States Federal Bureau of Investigation(FBI)

Attn.: Special Agent in charge, Adam S. Lee

From: Brian David Hill

Fax ID: 276-790-3505

Agent Adam Lee,

Since this very affidavit was jumbled out of order when put on Federal Court record in Case 1:13-cr-00435-WO, Document 37, I have decided to find the Affidavit my mother Roberta Hill had typed for the Court, and found the Notarized page to show you in order what I tried to file in court record since Guilford County jail screens all mail and took out the staples then messed up the order of the pages which was stupid as this helped ruin my chance to prove my innocence.

However I will not just sit around on my butt and do nothing while I'll have to be a sex offender for 15 years for a crime I never committed so I vow to do everything in my power to prove my innocence. The evidence I have sent and will send to you will all help to clear my name. I plan on challenging my conviction 2 months from now once my case is moved out of the crooked Middle District of North Carolina and into the Western District of Virginia. The reason I filed complaints with the FBI and DOJ is to gather enough evidence of my innocence to overturn my conviction either in the Western District Court or get a Presidential Pardon of Innocence plus executive expungement of my conviction. I never had a real defense attorney, no representation as it was a fraud in my case. I was fighting on my own filing tons of pro se motions which were useless.

This is my mother's affidavit which she did notarize then sent to me to file in the U.S. District Court in Greensboro, NC. It is not jumbled up and is in the right order. This is evidence my mother submitted under Oath on my behalf when I asked her to testify with the truth to help clear my name.

I decided that it will be best if the Richmond, VA FBI Office takes over the investigation of my case since the Greensboro FBI in N.C. did not act professional, called my family and told them off that I was guilty and downloaded child porn an hour a day when that was not the truth and I was never interviewed by any FBI Agents in North Carolina. So they never got my side of the story, only the town of Mayodan's story, only Robert Bridge's story, only the story of the SBI that mirrored the evidence tampered evidence and false statements from Mayodan. I was indeed set up with child porn. There are too many red flags and I was indeed involved directly in politics and threatening the position of power of N.C. Senator Phil E. Berger which means he likely thought I was going to run for office for writing articles that were going to ruin him then all of the sudden I became a child pornographer like never before, out of the blue, by the Mayodan Police no doubt.

There is political corruption going on in the state of North Carolina, who knows if it extends to Judge Osteen Jr. and the other staff of the U.S. District Court. The Berger family is too big for their britches and usually those that get too big start committing crimes themselves to stay in power for as long as possible. I was set up with child porn. The court was all one sided throughout my entire criminal case, my defense attorney was fixed. Everything was fixed, the prosecution and the defense. I wasn't in a real courtroom but a kangaroo court. North Carolina has some real issues and the FBI outside of that crooked state needs to investigate the corrupt political structure of it's state government and especially Phil Berger.

Anyways here's the Affidavit my mother did. - Brian David Hill

**AFFIDAVIT**

Commonwealth of Virginia

City of Martinsville

I, Roberta Ruth Hill, of Martinsville, Virginia,  
Certify that the above stated facts are correct and true to the best of my knowledge.

SUBSCRIBED AND SWORN TO

BEFORE ME, on the

DECEMBER 30, 2013

Date

Kathy S. Draper  
NOTARY PUBLIC

My Commission expires:

10/31/2015

Roberta Ruth Hill  
12-30-2013



  
**SUNTRUST**

## AFFIDAVIT

The date was Tuesday, August 28, 2012 – written by Brian’s grandma Stella. My daughter, grandson, husband and I were sitting in my daughter’s living room at about 2 pm eating our Wendy’s lunch when there was a knock at the door. My daughter got up to answer the door. There were a few policemen at the door. The Policeman handed the mother a search warrant and informed us that they were looking for child porn that had been downloaded at this IP address, and Chief of police for the town of Mayodan, Charles Caruso told us that they were sent to help by the NC State Bureau of Investigation. We couldn’t see where any of the police who were part of this raid were from the state bureau, looked just like regular police from Mayodan, and we also later learned one was a detective from the Mayodan Police Dept. and one was a detective from the Reidsville, NC police dept., all from Rockingham County, NC. All were in police uniforms. We were told that we needed to walk out of the house and would be checked for weapons. Brian was the first one walking out the door and was checked for weapons. They found none. My daughter was second, my husband third, and I was last. None of the 3 of us was checked. The policeman told my husband and me that we could leave or stay, but since my daughter and grandson lived there, they would have to stay. We said we would stay. We stood outside on the porch which had no chairs at all for about 15 minutes, and I asked if I could have my chocolate drink, and one of the policemen handed it to me. We had a lot of food in the house that we had not been given the opportunity to finish eating. We were outside in the heat standing on the porch for over an hour with the Mayodan police chief watching and listening to everything we said and one to two extra policemen watching us too. The chief of police told Brian that he needed to fess up because they knew someone was downloading child porn in that house, and he didn’t think it was the mother. He said this to Brian in front of us more than once. This was the police chief (Charles Caruso) who escorted Brian out of the town meeting when Brian asked Philip Berger, state senator and lawyer for Mayodan NC town council where both Brian and his mom had lived for 7 ½ years why he was ignoring Brian’s petition about the NDAA, signed by over 200 adults in Rockingham County, NC. Brian had become involved in political issues. Brian put that video on YouTube in July, 2012. As we were standing on the porch, there were times when they would call both Brian and his mom into the house, other times when they would only talk to Brian in the house. The first time they called Brian into the house, Brian’s mom told the policeman that Brian had autism and type 1 brittle diabetes. He repeated this to the 2 detectives who were inside the house checking everything. The Police officers ignored the fact that his mother told them about Brian’s Autism, and he was not offered an Autism advocate for Brian at any time while he spoke with the Police officers. We later went to the side of the house and sat on the steps. We were outside in the heat for 2 to 3 hours or longer, always with one to three policemen watching us and listening to everything we said while the 2 detectives from Rockingham County were checking everything in the house and taking all computers, all hard drives (after they were removed from the desktop computers), all memory sticks, all recordable CD’s, DVD’s which Brian and his Mother had put their own data on, an old cell phone and the router with them and other items. The desktop computers had been completely taken apart with parts lying all around. The Policeman kept calling Brian to go inside with them to answer questions about what they were finding in his room. Brian came out and told us one time that they found some syringes, and so Brian told them that he is diabetic. Another time Brian came back out and told us that they accused him of having a bomb, because they found CD’s wrapped in aluminum foil. He told them that it was a faraday cage to protect his CD’s from an EMP attack. The detective also told Brian that he had a family and didn’t want to die (or something to this effect). We later learned that Philip Berger’s (NC Senator and always at Mayodan town council meetings) son is the District Attorney for Rockingham County, NC.

After the police left, and after we checked the house to see what all was taken, and we all had calmed down, we left to come home. The downstairs of the house, in the area where Brian lived was left in a mess. The police took the router which meant that they had no phone and no way to get in touch with the world because their phone was VOIP, Vonage telephone system. Brian has brittle diabetes, Autism and has seizures from the diabetes, so they had no way of calling emergency personnel if something happened. My daughter and grandson do not have a cell phone. If they did, the police would have taken that as well. They have had a

## AFFIDAVIT

Vonage phone for about 10 years with the same phone number, but they could not use that phone now. We asked them to come on up to our house the next day. They had to go to the police station the next day at 10am to pick up the list of things taken from the house. The police officers later asked them to come at noon. They both went to the police station. The 2 detectives questioned my daughter by herself and questioned my grandson by himself without giving them a chance to have an attorney or an advocate for my grandson who does have autism as we informed them on the day before. My daughter told them they would be visiting us in Virginia for a few days. At this time we gave the Mayodan Police officers my Martinsville, VA address and phone number. My daughter and my grandson said they asked them very personal questions about sex. They also asked Brian and his mother if they belonged to the Sovereign Citizens; because they claimed that they found that flag in the house. The detectives told Brian if he confessed, they would get him mental help. He falsely confessed a day after the dramatic event of the police raid, where they looked through all of his personal belongings and took his most precious possessions. They took all of his computers and personal photos from his vacations. He was not given an advocate to help him to understand the questions, nor was tested to see if his blood sugar was low, since this was about 2 hours after lunchtime and he had not yet eaten. They told us that we were going there to pick up the inventory, and not for an interrogation, so we were not prepared to be there for awhile (Roberta Hill- Brian's mom). The next week my daughter and I went to talk to the detective (Detective Brim) who did not bother to take us in the office to talk in private but talked to us in the open telling us that my grandson should never be on the Internet his entire life, that he had a problem with child porn, and there was no help for that, and if they brought charges, he should be either in prison or in a mental hospital for the rest of his life. He told us that they will keep all of their computers for 6 to 12 months. All of their information, family photos, bills, etc. were on their computers. He told us that they have an hour and a half tape on what all Brian said. He was telling us things that Brian was saying that we have observed Brian his entire life and was not like Brian at all. We have personally observed Brian around children and have not seen anything that would indicate that Brian would want to do anything at all to harm these children. We have observed Brian at the beach looking at pretty women, at the doctor's office saying a nurse is pretty, but nothing in any way showing sexual tendency toward teenagers or children. The description the detective was using was not my grandson at all. When we got home, we asked Brian if the detectives told him they were taping the conversation, he said, "No". Also that morning of the police raid, my grandson was agitated because he said something was popping up on his computer, and he was fighting whatever it was and trying to delete it. (Typed by Roberta's mother Stella, and Roberta agrees with everything typed here as she was here through all of this).

\*\*\*\*\*

September 18, 2012. Note from Brian's grandma Stella: It has now been 3 weeks, and my grandson has refused to walk in his house at all. For 7 ½ years both my daughter and grandson loved living in Mayodan at the same house. He has talked about killing himself and is very depressed. We have to have Internet in our house. We do online banking on the Internet and keep in touch with family on facebook and check our email. Brian quickly the day after the police raid took his website, USWGO down and put some of his YouTube videos on private. We all are aware that this all took place after Brian was informing others that Philip Berger, NC Pro Tempore State Senator and the attorney for the town of Mayodan, NC was not interested in helping people with this issue and after Brian was removed from the town hall meeting for asking a simple question and put the video on YouTube. This was the same police officer that told Brian at his house to "fess up" to child porn charges. This video is on my grandson's YouTube video and had over 1000 views at this time. He put this video on private after this police raid. Finally, after September, my daughter had to give notice to move because Brian refused to go in his house at Mayodan and never went back to Mayodan after this. (I, Roberta Hill was there at this time, a witness and agree with everything typed here).

# AFFIDAVIT

\*\*\*\*\*

November 8, 2013

Brian hired an attorney to write to the Mayodan police dept. on November 8, 2013 to return his seized property to him (computers, hard drives, etc.) since it has now been over 14 months and no charges were filed. Letter is attached to this document. Police chief in Mayodan, NC wrote back to attorney in November that there was still a secret investigation.

\*\*\*\*\*

NOTE: The first part of this timeline is from the notes of Brian's grandma, Stella Forinash after we were part of this police raid on his house at Mayodan, NC. Parts of this timeline are from his mom, Roberta Hill and the last parts of this timeline are from his grandpa, Kenneth Forinash.

\*\*\*\*\*

Friday Dec. 20, 2013

(From Brian's mom, Roberta:) The hospital nurse called me at around 1:20 pm to tell me that Homeland Security arrested him. She said at first Brian was agitated, but that he calmed down. She told me to expect a call from Homeland Security later.

We (mom and grandparents) went to the hospital afterwards to talk to the nurses. I asked the head nurse if Brian was read his rights and she replied that they were unable to tell us anything, but just that they had checked him out of the hospital and arrested him. I asked if he was okay when they left and she said yes.

Friday Dec. 20, 2013

At about 3 pm, the Homeland Security officer (Special Agent Cook) called to talk to me (Roberta Hill-mom). I was informed that Homeland Security took him to the Forsyth Co. jail and that on Monday there would be a detention hearing at Greensboro Federal Courthouse. He told us that they would transport Brian to the courthouse at around noon on Monday, and that we should be there at 11:30. He also asked me if we could pick up Brian's belongings on that day and I said that we would. He let me talk to Brian and Brian sounded calm. He also informed me that we could visit Brian at the jail and to check their website for the visiting hours. He told us that he had all of Brian's medicines and that there was a nurse at the jail that could help him. I also asked him if he was aware of Brian's autism and he said that he was. Brian's grandpa (Kenny Forinash who was also on the phone line) asked the officer why a Henry Co., VA deputy sheriff was unable to find Brian's arrest warrant on their computer, and the officer said that they knew where he was so there was no need to put the warrant out on the wanted list. He said that they only put it out into the nationwide system when the person leaves their home and state.

Friday evening

We got 2 phone calls from Brian, but the phone line cut out. We found out that he can't contact us through the phone system at the jail, because a Pay Tel account has to be set up for him to be able to use the phone. Since we can't contact him, we can't set up this account because he will not know that he can call us. With all of his severe health problems including autism, he is unable to contact us for help or advice on any problems he might be having. There is no way for us to contact him or vice versa. He is 23 years old and this is the first time that he has never been able to contact us.

## **AFFIDAVIT**

\*\*\*\*\*

**Guilford County Federal Courthouse at Greensboro, NC: Brian's Court appearance was today, Dec 23, 2013 at approximately 1:30. When the officer brought Brian into the courtroom in shackles and handcuffs, Brian was visibly shaken and disheveled; he was very agitated and upset. He said, "I am innocent. I am being set up". He looked very tired and pale. He managed to whisper to us, his Mother, Grandmother and Grandpa that they were withholding his insulin, and the way he looked, I would say they were not giving him his medicines that were prescribed from the psychiatric unit of the Martinsville Memorial Hospital, even though the nurse sent his insulin and a list of his medications with the homeland security agent when he was picked up on Friday, Dec 20, 2013. He also managed to tell us they strip searched him and made him take all his clothes off and video taped him. While he was whispering to us, the Federal Marshall that brought him in said something to Brian, then took him from the courtroom. When they returned, Brian was crying, and sat in the courtroom and sobbed loudly for several minutes. The officer ignored his crying and acted very dis-interested. Brian's grandmother gave him a card explaining that Brian had Autism, and he said he would give it to the jail. The officer told Brian he could not speak to us again, and he told us not to talk to anyone in the room. Brian talked to the judge and appeared in court without an autistic advocate even though we told everyone involved with his case that he had autism. We did give the paper describing autism and what to expect to this very cold Marshall who acted satisfied to have it and read it.**

**We did not receive a phone call from Agent Cook of Homeland Security and we did not receive Brian's belongings on that day.**

**The Judge told Brian he was facing a sentence of 1 year or longer because of the charges against him. He appointed an attorney for Brian. The attorney's name is Eric D. Placke, Asst Federal Public Defender. 301 N Elm St Ste 410, Greensboro, NC 27401-2187 (336) 333-5455**

\*\*\*\*\*

Tuesday Dec. 24, 2013

The website for the Greensboro jail states that visitors have to go to the jail the day before to schedule a visit. We went to the Greensboro jail on Tuesday, Christmas Eve to tell them that we were going to visit Brian on Wednesday. We were informed that we would have to register for visitations before we could visit him. I told the woman that I wanted to register, and she looked up his name. She could not find the paper for Brian, so she asked me when he was brought here and I told her that he was brought there on Monday. She said because she doesn't have the paperwork yet that I wouldn't be able to register, so therefore I would not be able to visit him on Wednesday. Wednesday is the only day that we are allowed to visit him, so we will not be able to visit him. Also we live in Martinsville, VA which is over 50 miles away with a lot of traffic in Greensboro, NC. We did get the pay tel put on our phone. Called their phone company and found out collect calls are not blocked, so the call must have been blocked from the prison requiring the family to pay lots more dollars per month, but without Brian knowing about this, it will do no good. None of us know anything about it. It looks like they are doing everything in their power knowing all of Brian's health issues to keep us from communicating with Brian at all.

## AFFIDAVIT

Aprox. 11:30 AM Dec. 24, 2013

I was called by Joy Walter. She asked me a series of questions related to Brian. She asked about his birth date, address, and many other personal questions related to where he lives. She asked me if I would be willing to be a third party custodian if Brian is going to be released under parole. She informed that she didn't know what the judge was going to decide, but she wanted to know if that would be a possibility with me. She informed me that I would be held responsible for him. He would be placed under the Adam Walsh Sex Offender Specific Conditions and therefore would be put under electronic monitoring, would not be allowed on a computer, not allowed near any children under 18 years of age, would not be allowed near a school and would not be allowed to have a phone. She asked me if I would report to them if he violated any of these conditions. She was asking all kinds of personal questions related where Brian lives and about how the apartments are arranged. She also informed me that my computers in my apartment would have to be checked by the parole officer and that they would have to be password protected. She asked me if Brian and I owned any guns and then informed me that we would not be allowed to have any guns. When she found out the apartments were owned by my parents she then started to ask their names. I told her that I need to think about her question in relation to being a third party custodian. She told me that she would call back on Thursday. She called three other times. Under these conditions, I later declined to be a third party custodian. I know he is innocent and would never download child porn.

\*\*\*\*\*

Tuesday December 24, 2013 3:30 PM

Brian called using the pay tel phone, and we talked about 20 minutes (learned later that he now has \$28.00 left out of the \$50.00 we put in this morning - \$1.10 per minute). We all got to talk to him. He told us that they wanted him dead in that jail too because they were not giving him his insulin and asked us if we can do something so he can get his insulin. He said he kept walking in his cell to try to bring his glucose down and told them he would just not eat and was losing weight. He said that he talked to Rodney White (SBI undercover) who told Brian that the NC state bureau was not after him. They did get his emails and was investigating it. Said something like it was the federal, not the state. Brian was confused about what he said. They put Brian in the DNA database. Then Brian told us when they videotaped him in the nude at Winston Salem, they taped his penis and anus and one of the guys was smiling a lot, and Brian was still upset about that. He said he had not talked to his lawyer yet. We told his facebook support group about the jail not giving Brian his insulin, and his friend Kitty advised us to find some medical documentation and fax it to the jail. We did this.

### Personal and Confidential

**To:** Guilford County Jail

**From:** Brian David Hill's Mother and  
Grandparents

**Fax:** 336-641-2793

**Page** 6 Pages + Cover Sheet

**S:**

## AFFIDAVIT

---

**Phon** 336-641-2700

**Date:** Dec 24, 2013

**e:**

---

**Re:** Brian David Hill's Insulin

**CC:**

Requirements

---

x **Urgent**

Since Brian was removed from the Martinsville Memorial Hospital in Martinsville, VA on Friday, Dec 20, 2013 not one person in the Forsyth County or Guilford County Jail system has contacted his family. Brian has Brittle Insulin Dependent Diabetes, Autism, Seizure Disorder and other diagnosis, but these three are most important, so for now we are sending medical reports from 5 (five) different medical specialists dated 1992 to 2012 verifying these medical conditions.

When he left home to go into the hospital he was on Novolog Insulin Pin, sliding scale, count carbs 1 unit per seven carbs. If his blood glucose is over 150, give one unit per fifty. Example:  $350 - 150 = 200 - 4$  units of insulin plus units required for his carbs at mealtime. Daily he gets Lantus insulin 32 units 1 time per day (he knows the time) This is 24 hour insulin.

If there any other questions, feel free to call his Mother, Roberta Hill, at 276-632-2599. We are extremely concerned about his health and the fact he has been set up with trumped up charges. We know for a fact he is not guilty.

Please insure the Medical Personnel in the Guilford County Jail receive this as it is extremely important.

Thank you,

Roberta Hill, Stella Forinash and Ken Forinash

\*\*\*\*\*

Tuesday December 24, 2013 7:40 PM

The doctor from the prison called me (Roberta Hill). He informed me that they were giving Brian two shots per day at breakfast and supper. He normally takes 4 shots per day, so his blood sugar has to be high. He told me that they can't follow what Brian says about his insulin regimen, because they have to follow what his doctor tells them to do. He then told me that I need to relay the information that he told me to the group of people that have been calling. It was noticeable to me that his main concern was not for Brian's health, but to try to get all the people to stop calling the jail. The doctor sounded very nervous throughout the whole conversation.